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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWA Docket No. 12-0007
Charlene Fisher,)
Respondent) Complaint

There is reason to believe that the respondent named herein has willfully violated the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.), hereinafter referred to as the Act, and the regulations and standards (9 C.F.R. § 1.1 et seq.) issued pursuant to the Act, and, therefore, the Administrator of the Animal and Plant Health Inspection Service ("APHIS") issues this complaint alleging the following:

I

- A. Charlene M. Fisher, hereinafter referred to as the respondent, is an individual whose mailing address is 13561 Wild Horse Way, Greentop, Missouri 63546.
- B. The respondent, at all times material herein, was not licensed as a dealer under the Act and the regulations.

II

- A. From March 18, 2007 until December 29, 2008, respondent was found to have conducted regulated activity when she sold approximately 63 dogs on a wholesale basis, in willful violation of section 2.1(a)(1) of the regulations (9 C.F.R. § 2.1(a)(1)).

WHEREFORE, it is hereby ordered that for the purpose of determining whether the respondent has in fact willfully violated the Act and the regulations and standards issued under the Act, this complaint shall be served upon the respondent. The respondent shall file an answer with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 20250-9200, in accordance with the Rules of Practice governing proceedings under the Act (7 C.F.R. § 1.130 et seq. (1993)). Failure to file an answer shall constitute an admission of all the material allegations of this complaint.


The Animal and Plant Health Inspection Service requests:

1. That unless the respondent fails to file an answer within the time allowed therefor, or file an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in conformity with the Rules of Practice governing proceedings under the Act; and
2. That such order or orders be issued as are authorized by the Act and warranted under the circumstances, including an order:
 - (a) Requiring the respondent to cease and desist from violating the Act and the regulations and standards issued thereunder;

(b) Assessing civil penalties against the respondent in accordance with section 19 of the Act (7 U.S.C. § 2149); and

Done at Washington, D.C.
this 3rd day of October, 2011

for


Administrator
Animal and Plant Health
Inspection Service

Brian T. Hill
Attorney for Complainant
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United States Department of
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